

DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-36,492]

**Banko Petroleum Management, Inc.
Denver, CO; Notice of Termination
Investigation**

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 28, 1999, in response to a worker petition which was filed by the company on behalf of one of its workers at Banko Petroleum Management, Inc., Denver, Colorado.

The petition has requested that the petition be withdrawn. Consequently further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed in Washington, DC this 11th day of August, 1999.

Grant D. Beale,

*Program Manager, Office of Trade
Adjustment Assistance.*

[FR Doc. 99-22594 Filed 8-30-99; 8:45 am]

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DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-36,030]

**Butch Spurlin Mud Consulting,
Abilene, Texas; Notice of Termination
of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on April 12, 1999 in response to a worker petition which was filed on behalf of workers at Butch Spurlin Mud Consulting, Abilene, Texas.

The only petitioner was separated from the subject firm more than a year prior to the date of the petition (March 24, 1999). Section 223(b)(1) of the Trade Act of 1974 specifies that no certification may apply to any worker whose last separation occurred more than a year before the date of the petition. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

Signed at Washington, D.C. this 11th day of August 1999.

Grant D. Beale,

*Program Manager, Office of Trade
Adjustment Assistance.*

[FR Doc. 99-22590 Filed 8-30-99; 8:45 am]

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DEPARTMENT OF LABOR**Employment and Training
Administration**

[TA-W-35,981]

**Corning Incorporated, Greenville,
Ohio; Notice of Negative Determination
Regarding Application for
Reconsideration**

By application dated July 16, 1999, the American Flint Glass Workers Union Local 1018 and a company official (the petitioners) requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for Trade Adjustment Assistance (TAA), applicable to workers and former workers of Corning, Incorporated. The denial notice was signed on June 18, 1999 and published in the **Federal Register** on June 30, 1999 (64 FR 35183).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

- (1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;
- (2) if it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or
- (3) if in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justified reconsideration of the decision.

The petitioners basis for the request for reconsideration is that the Department incorrectly stated that the lost business was being transferred to another domestic facility and that the Department's investigation focused on Greenville's lighting business.

The TAA petition, filed on behalf of workers of Corning Incorporated, Greenville, Ohio, producing auto glass components and Pyrex bakeware was denied in part because the "contributed importantly" group eligibility requirement of Section 222(3) of the Trade Act of 1974, as amended, was not met. The "contributed importantly" test is generally demonstrated through a survey of the workers' firm's customers. The investigation revealed that none of the subject firm customers reported increased import purchases of auto glass or bakeware. Furthermore, criterion (2) of Section 222 of the group eligibility requirements was not met for workers producing auto glass components; sales and production did not decline in the relevant time period. The Department also reported that worker separations were attributable to a transfer of

production to another company-owned domestic facility.

The Department stands corrected that Corning sold the bakeware business to another company that will continue to produce the product domestically.

Conclusion

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, DC, this 10th day of August 1999.

Grant D. Beale,

*Program Manager, Office of Trade
Adjustment Assistance.*

[FR Doc. 99-22597 Filed 8-30-99; 8:45 am]

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DEPARTMENT OF LABOR**Employment and Training
Administration****Fina Oil and Chemical Company,
Exploration and Production Division;**

[TA-W-36,252, MIDLAND, TEXAS, TA-W-36,252A, HOUSTON, TEXAS, (TA-W-36,252B POST, TEXAS; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance]

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on July 13, 1999, applicable to all workers of Fina Oil and Chemical Company located in Midland and Houston, Texas. The notice will soon be published in the Federal Register.

At the request of the Company, the Department reviewed the certification for workers of the subject firm. The workers are engaged in employment related to the production of crude oil and natural gas. New findings show that the Department's certification inadvertently omitted workers of Fina Oil and Chemical Company at the Post, Texas location. Other findings show that the subject firm has various divisions.

The intent of the certification is provide coverage to those workers of the subject firm engaged in crude oil and natural gas production. Therefore, the Department is amending the certification to limit coverage to those workers in the Exploration and Production Division of Fina Oil and Chemical Company and include the workers at the Post, Texas location.